

RESOLUTION NO. A- _____

1 **WHEREAS**, in order to pay the costs of acquiring certain land rights and designing, constructing,
2 reconstructing, improving, extending, installing and completing grading, paving, curbing, guttering,
3 rehabilitation and other related and incidental improvements to the streets, avenues and other public ways,
4 including trails, in the City of Lincoln, Nebraska (the **“City”**), it is necessary to issue general obligation
5 bonds of the City and to levy a tax for the payment thereof, and

6 **WHEREAS**, it is in the best interests of the City to present the question of the issuance of such
7 bonds and the levying of a tax to pay the same to the electors of the City at a special election to be held by
8 the City on Tuesday, September 14, 2004.

9 **NOW, THEREFORE, BE IT RESOLVED** by the City Council (the **“Council”**) of the City as
10 follows:

11 1. The Council hereby finds and determines that:

12 a. It is necessary, desirable, advisable and in the best interests of the City that it
13 acquire certain land rights, and design, construct, reconstruct, improve, extend,
14 install and complete grading, paving, curbing, guttering, rehabilitating and other
15 related and incidental improvements to the City’s streets, avenues and other public
16 ways, including trails; all of such Improvements as specified in the 2025
17 Lincoln/Lancaster County Comprehensive Plan and the City of Lincoln Capital
18 Improvements Program at the time of such election (collectively, the
19 **“Improvements”**).

20 b. The estimated cost to the City of completing the Improvements will not exceed
21 Seventy-Five Million Dollars (\$75,000,000) and in order to finance the cost thereof,
22 it will be necessary for the City to issue its general obligation bonds in the principal
23 amount of not to exceed Seventy-Five Million Dollars (\$75,000,000), and such

1 bonds to be dated at the time of their issuance, and to become due and payable on
2 such dates, bear interest at such rates, and to have such other terms as may be fixed
3 by the City at the time of their issuance.

4 c. It will be necessary to cause to be levied and collected annually a tax in addition to
5 all other taxes upon the taxable property in the City sufficient to pay the principal
6 and interest accruing on such general obligation bonds as the same become due.

7 d. It is in the best interests of the citizens of the City to present the question of the
8 issuance of such general obligation bonds and the levying of a tax to pay the same
9 to the duly qualified electors of the City at a special election called by the City to
10 be held on Tuesday, September 14, 2004.

11 2. The following proposition shall be submitted to the qualified electors of the City at the City
12 special election to be held on Tuesday, September 14, 2004.

13 (FORM OF BALLOT)

14 **STREETS, PUBLIC WAYS AND TRAILS BOND ISSUE**

15 **STATE OF NEBRASKA**
16 **CITY OF LINCOLN**
17 **OFFICIAL BALLOT**
18 **CITY SPECIAL ELECTION – TUESDAY, SEPTEMBER 14, 2004.**
19 **GENERAL OBLIGATION BONDS**

20 “SHALL THE CITY OF LINCOLN, NEBRASKA, ISSUE ITS GENERAL OBLIGATION
21 BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$75,000,000 FOR THE
22 PURPOSE OF PAYING COSTS INCIDENT TO ACQUIRING LAND RIGHTS, AND
23 DESIGNING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, EXTENDING,
24 INSTALLING AND COMPLETING GRADING, PAVING, CURBING, GUTTERING
25 AND OTHER RELATED AND INCIDENTAL IMPROVEMENTS AND
26 REHABILITATION TO THE CITY’S STREETS, AVENUES AND OTHER PUBLIC
27 WAYS, INCLUDING TRAILS OF THE CITY; ALL SUCH IMPROVEMENTS AS
28 SPECIFIED IN THE 2025 LINCOLN/LANCASTER COUNTY COMPREHENSIVE PLAN
29 AND THE CITY OF LINCOLN CAPITAL IMPROVEMENTS PROGRAM AT THE TIME
30 OF THIS ELECTION; SUCH BONDS TO BE DATED AT THE TIME OF THEIR
31 ISSUANCE AND TO BECOME DUE AND PAYABLE ON SUCH DATES, BEAR
32 INTEREST AT SUCH RATES, AND HAVE SUCH OTHER TERMS AS MAY BE FIXED
33 BY THE CITY AT THE TIME OF THEIR ISSUANCE; AND

1 “SHALL THE CITY CAUSE TO BE LEVIED AND COLLECTED ANNUALLY A TAX
2 IN ADDITION TO ALL OTHER TAXES UPON THE TAXABLE PROPERTY IN THE
3 CITY SUFFICIENT IN RATE AND AMOUNT TO PAY THE PRINCIPAL OF AND
4 INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND PAYABLE?”

5 VOTE FOR or AGAINST

6 ☐

FOR said General Obligation Bonds and Tax Levy.

7 ☐

AGAINST said General Obligation Bonds and Tax Levy.

8 Voters desiring to vote in favor of the proposition shall mark in the square opposite the
9 words “FOR said General Obligation Bonds and Tax Levy.” Voters desiring to vote against
10 the proposition shall mark in the square opposite the words “AGAINST said General
11 Obligation Bonds and Tax Levy.”

12 3. The City Clerk shall cause a notice of said election to be given as provided by Article III,
13 Section 1 of the Charter of the City as required by law; and the Mayor shall be and hereby is directed to
14 proclaim and give notice that at the City special election to be held by and in the City on Tuesday, September
15 14, 2004, there will be submitted to the qualified electors of the City, for adoption or rejection, the general
16 obligation bond authorization question set forth in paragraph 2 hereof; and the City Clerk is further directed
17 to publish said proclamation as provided by law.

18 4. The said City special election will be held in each election district within the City and at the
19 polling places designated by the Election Commissioner of Lancaster County, Nebraska (the “**Election**
20 **Commissioner**”).

21 5. The City Clerk is further directed to notify the Election Commissioner of the City special
22 election and the general obligation bond authorization question set forth in paragraph 2 hereof, and to procure
23 the necessary ballots and make all other necessary arrangements for the same.

24 6. The polling places for said City special election shall be open from 8:00 a.m. to 8:00 p.m.
25 on Tuesday, September 14, 2004, and a copy of the general obligation bond authorization question to be
26 submitted shall be posted at each place of voting during the hours said polls are open.

1 7. Said City special election shall be conducted in accordance with the Charter of the City and
2 the laws of the State of Nebraska applicable to such elections for cities of the primary class, and the ballots
3 shall be counted, the returns made, and the results canvassed as provided for by law, and all such steps shall
4 be taken as are provided by law in the ascertainment of the results of said election.

Introduced by:

Approved as to Form & Legality:

City Attorney

Bond Counsel

Approved this ____ day of _____, 2004:

Mayor